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February 10, 2005

Via Facsimile to 571-273-0459

RECEIVED

10 FEB 2005

**Legal Staff
International Division**

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George M. Dombroske, Esq.
PCT Legal
P.O. Box 1450
Alexandria, VA 22313-1450

RE: U.S. Patent Application No. 09/831,686
National Phase of International Application No. PCT/AU99/00993
For: "BIOLOGICAL COMPOSITIONS, COMPONENTS THEREOF
AND USES THEREFOR"
Our Ref: 37921-151956

Dear Mr. Dombroske:

At your request, I am forwarding proof of the filing of a sequence listing diskette and paper copy.

The sequence listing submission was carried out simultaneously with the filing of applicants' Petition For Revival of an International Application For Patent Designating the U.S. Abandoned Unintentionally Under 37 C.F.R. 1.137(b). As evidence of this submission of the sequence listing, I am enclosing:

- (1) a photocopy of the aforesaid Petition (2 pages); and
- (2) express mail label and PCT/PTO-stamped return postcard.

You will note that page 2 of the Petition, under the section "Enclosures", refers to the attached computer readable and paper copy sequence listing. The return postcard lists the same submissions under items (3) and (4). Together, these documents evidence the submission of the sequence listing paper copy and computer readable form to the USPTO on February 18, 2004.

Please contact me if you require any further information or documentation.

Sincerely yours,



Daniel A. Monaco

DAM/dmc
Enclosures

Established
1849

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PTO/SB/84/PCT (06-03)

Approved for use 12/31/2003. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

 Docket Number
(Optional)
43232-1

First Named Inventor: Stephen Alister LOCARNINI et al.

International (PCT) Application No.: PCT/AU99/00993

U.S. Application No.: 09/831,686
(if known)

Filed: November 10, 1999

Title: BIOLOGICAL COMPOSITIONS, COMPONENTS THEREOF AND USES THEREFOR

 Attention: PCT Legal Staff
Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The above-identified application became abandoned as to the United States for failure to reply to the NOTIFICATION OF DEFECTIVE RESPONSE mailed on September 8, 2003. The date of abandonment is October 9, 2003 (the day after the date on which the response to the Notification was due).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee
☒ Small entity- fee \$ 650 (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))
2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s)) in the form of response to Notification of Defective Response (Identify type of reply):
incl: substitute Computer Readable Form of Sequence Listing: (37 CFR 1.825 (d))

☐ has been filed previously on _____

☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8198 and select option 2.

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PTO/SB/64/PCT (08-03)

Approved for use through 12/31/2003. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

3. Terminal disclaimer with disclaimer fee

- ☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

February 18, 2004

Date

(215) 988-3312

Telephone Number

30,480

Registration Number, if applicable

Signature

DANIEL A. MONACO

Typed or Printed Name

DRINKER BIDDLE & REATH LLP
One Logan Square, 18th and Cherry Streets

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Address

- Enclosures: ☒ Response to Notification of Defective Response including substitute computer readable format of sequence listing and paper copy
- ☒ Fee Payment
- ☐ Terminal Disclaimer
- ☒ Postcard receipt

Attorney Docket No. 43232-1

Re: Patent Application of LOCARNINI et al.

Appl. No.: 09/831,686

I.A. PCT/AU99/00953 filed November 10, 1999

For: BIOLOGICAL COMPOSITIONS, COMPONENTS THEREOF AND
USES THEREFORThe U.S. Patent Office acknowledges and has stamped hereon the date of receipt of
the attached paper(s):

- (1) PTO/SB/04/PCT (substitute) PETITION FOR REVIVAL OF AN INTERNATIONAL
APPLICATION FOR PATENT DESIGNATING THE U.S. ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(B)
(2) Response to 371 NOTIFICATION OF DEFECTIVE RESPONSE
(3) Sequence Listing Diskette; (4) Paper Copy of Sequence Listing
(5) Check for Petition fee \$650

Certificate of Express Mailing 1.10: February 18, 2004

Express Mail Label No.:

(37921-151956)

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METHOD OF PAYMENT Express Mail Corporate Acct. No. X192628				TO: (PLEASE PRINT) MAIL STOP PCT COMMISSIONER FOR PATENTS PO BOX 1450 ALEXANDRIA VA 22313-1450 ATTN: PCT Legal Staff			
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